IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY PETITION NO. 701 OF 2001.

Foliage Agritrade & Investment
Pvt. Ltd. .. Petitioners.

M/s. Kiran Jain for petitioner.

CORAM :- R.S. MOHITE,.

DATE :- 6TH OCTOBER,2006.

P.C. :-

1. Heard the applicant. The official liquidator states that there is no objection to surrender the possession of the premises claimed by the applicant, if the applicant pays the costs for the removal of the record to the office of the official liquidator. The official liquidator also brings to my notice the order passed by this court on 08.10.2003 in Company Petition No. 273 of 1998 in which this court granted prayer clause (a). Prayer (a) is granted by this court directing payment of

security charges by the present applicant and two others, provisionally till the disposal of Company Application (L) No. 701 of 2000. After records are shifted, on the applicants depositing security charges as due under order dated 08.10.2003, he will be handed over the key of the premises by the official liquidator. The applicant will be at liberty to move an application for setting aside the order dated 08.10.2003 or modifying the said order. The charges paid by the applicant may be accepted even if paid under protest. The Official Liquidator to calculate the amount due as per the order of this court and inform the applicants immediately.

(R.S. Mohite, J.)